

To Whom It May Concern:

Under the Tunney Act, I wish to comment on the proposed Microsoft settlement.

The current proposed settlement will not put any constraints on Microsoft that Microsoft can not maneuver out of easily. It is imperative to restore competition to the marketplace for the benefit of consumers and businesses alike. Microsoft has maintained its monopoly in the marketplace by controlling who has access to the API's, file formats and protocols used in its products. These API's, file formats and protocols should be available to other vendors and the general public, so adequate competitive products can be developed and to ensure that users have access to their data and computers if Microsoft raises prices. I have always believed in fair competition and letting the best product win. However, Microsoft used its dominance in one area to take over another area. They were able to do this by controlling API's, file formats and protocols available to other vendors. If Microsoft claims its products are superior then it should not have a problem competing on a level playing field where each competitor has the same API's, file formats and protocols available. So I ask the court to consider requiring Microsoft to publish all API's, file formats and protocols on all products prior to their release. This should be monitored by an independent monitoring board appointed by the court with stiff penalties for non-compliance. I also ask the court to require Microsoft to publish the amount it charges for each copy of its products shipped with a new computer to allow consumers to determine the actual value of the software they receive. I also ask the court to provide protection to OEM manufacturers from Microsoft if the OEM manufacturers determine that another configuration other than the default windows configuration is best for its customers. Thank you for your time.



George King